

**FILED**

UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**AUG 30 2007**

**JOSE CARLOS ARRAS**

**Plaintiff**

**MATTHEW J. DYKMAN**  
CLERK

vs.

**NO. 04cv903 MCA/WDS**

**UNITED STATES OF AMERICA,**

**Defendant**

**ORDER ADOPTING MAGISTRATE JUDGE'S PROPOSED FINDINGS AND  
RECOMMENDED DISPOSITION AND DISMISSING ACTION WITH PREJUDICE**

**THIS MATTER** having come before the court on the Magistrate Judge's Proposed Findings and Recommended Disposition filed on May 31, 2007 (Document #33), the Petitioner having filed objections thereto (Document # 36) and the court having made a *de novo* review of the record, the court finds that the objections are not well-taken and the proposed findings and recommended disposition of the United States Magistrate Judge should be adopted.

**IT IS THEREFORE ORDERED** that the proposed findings and recommended disposition of the United States Magistrate Judge are adopted by the court;

**IT IS FURTHER ORDERED** that Petitioner's claims are dismissed with prejudice.

**IT IS SO ORDERED..**

  
**M. CHRISTINA ARMIJO**  
United States District Judge